

Message Text

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15

ACTION EB-11

INFO OCT-01 EUR-25 ISO-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 L-03 SSO-00 INRE-00

DRC-01 H-03 SS-15 NSC-10 NSCE-00 /089 W

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O 060959Z SEP 73

FM AMEMBASSY MADRID

TO SECSTATE WASHDC IMMEDIATE 6591

LIMITED OFFICIAL USE MADRID 5042

E.O. 11652: N/A

TAGS: ETRN, SP

SUBJECT: CIVAIR - BRANIFF CHARTER

REF STATE 176516

1. EMBASSY APPROACHED AIR MINISTRY RE TWO BRANIFF CHARTERS DALLAS-MADRID SEPTEMBER 9 AND 18. COL. DIEGO YNIGUEZ, CHIEF OF THE COMMERCIAL SECTION, DEEPLY REGRETTED IMPOSSIBLE REVERSE DENIAL PERMISSION THESE FLIGHTS WHICH HE STATED ALREADY COMMUNICATED TO BRANIFF.

2. YNIGUEZ POINTED OUT BRANIFF NOT AUTHORIZED PERMISSION OPERATE CHARTERS IN SPAIN AND HAD MADE APPLICATION WITH FAR LESS LEAD TIME THAN IS CUSTOMARY EVEN WITH ESTABLISHED CHARTER OPERATORS IN MADRID.

3. HE ADDED THAT SEVERAL REQUIREMENTS OF THE SPANISH GOVERNMENT HAD NOT BEEN MET, AMONG THEM EVIDENCE OF CAB DESIGNATION, EVIDENCE OF APPROPRIATE INSURANCE, MANUAL OF OPERATIONS AND ANY KIND OF REPRESENTATIVES IN MADRID.

4. UNOFFICIALLY COL. YNIGUEZ ADDED PERSONAL VIEW THAT

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THERE WOULD BE STRONG OPPOSITION AMONG SPANISH CARRIERS

TO GRANTING PERMISSION THESE FLIGHTS AS WELL AS OPPOSITION
ON THE PART OF REPRESENTATIVES OF AMERICAN CHARTER
OPERATORS WHO HAVE PROPERLY ESTABLISHED THEMSELVES IN
MADRID AND COMPLIED WITH ALL REGULATIONS.

5. FOR DEPARTMENT'S INFORMATION, EMILIO O'CONNOR TRANSFERRED
CHIEF OF STAFF, FIRST AIR REGION, REPLACED BY DE CARA
(AIRGRAMS FOLLOWS). END FYI.

6. APPEAL OVER YNIGUEZ' HEAD DIRECTOR GENERAL LEVEL
VERY LIKELY WOULD RESULT IN DE CARA'S REFERRING MATTER
BACK FOR YNIGUEZ' DECISION SINCE DE CARA NEW ON JOB.

7. EMBASSY DOES NOT BELIEVE ANY CHANCE OF REVERSAL
THIS DECISION SINCE NEXT LEVEL UP, JUAN CARLOS RUTE,
UNDER SECRETARY FOR CIVIL AVIATION, MUCH MORE OF A HARD-
LINER.

8. DUE TO THIS SITUATION, LATE APPLICATION BRANIFF, AND
BRANIFF FAILURE COMPLY SPANISH REGULATIONS, EMBASSY
REGRETS THAT NO FURTHER ACTION IN THIS CASE APPEARS
POSSIBLE.
RIVERO

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